

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

JAMES GORMLEY, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

MAGICJACK VOCALTEC LTD.,  
GERALD VENTO, and JOSE GORDO,

Defendants.

Case No. 1:16-cv-01869

Hon. Victor Marrero

**PLAINTIFFS' NOTICE OF MOTION AND  
MOTION FOR: (I) AN AWARD OF  
ATTORNEYS' FEES AND  
REIMBURSEMENT OF LITIGATION  
EXPENSES; AND (II) INCENTIVE AWARDS  
TO PLAINTIFFS**

Date: January 19, 2018

Time: 1:30 p.m.

Courtroom: 11B

TO: All Counsel of Record

PLEASE TAKE NOTICE that, pursuant to the Court's September 29, 2017 Order Preliminarily Approving Settlement and Providing for Notice (ECF No. 57) (the "Court's Preliminary Approval Order"), on January 19, 2018, at 1:30 p.m. in Courtroom 11B at the United States District Court for the Southern District of New York, 500 Pearl St., New York, NY 10007, the Honorable Victor Marrero, presiding, Plaintiffs James Gormley and Lead Plaintiff Samuel Saad Revocable Trust ("Plaintiffs"), will and hereby do, move for an award of attorneys' fees and reimbursement of litigation expenses and incentive awards for Plaintiffs.

This motion is based upon the Memorandum of Law in Support of Plaintiffs' Motion for an Award of Attorneys' Fees and Reimbursement of Litigation Expenses; the Declarations of Nicholas I. Porritt, Robert Cormio, and Samuel Saad; the record and proceedings in this Action; and such matters as the Court may consider at the time of the hearing.

DATED: December 15, 2017

Respectfully submitted,

By: /s/ Adam Apton

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the Proposed Class*